

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION TRANSMITTAL UNDER 37 C.F.R. §1.53(B)

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.: 29757/P-262A

Sir:

Enclosed herewith for filing under 37 C.F.R. §1.53(b) is the nonprovisional patent application of:

Inventor: Dwayne Nelson

Title: Apparatus and Method for a Gaming Unit That Changes With Time

1. Type of Application

☒ This is an application for a:

- ☒ utility patent
☐ design patent

☐ This is a continuation-in-part of U.S. Serial No. _____.

☒ This is a continuation of U.S. Serial No. 09/790,231.

☐ This is a divisional of U.S. Serial No. _____.

CERTIFICATION UNDER 37 C.F.R. §1.10

I hereby certify that this Patent Application Transmittal and the documents referred to as enclosed herewith are being deposited with the United States Postal Service on **November 25, 2003**, in an envelope addressed to the Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EV 340911808 US.

Richard Zimmermann

2. Application Papers Enclosed

- 1 Title page
22 Pages of specification (excluding claims, abstract, drawings & sequence listing)
12 Pages of claims
1 Abstract page
24 Sheets of drawings (Figs. 1 to 25)
☐ Formal
☒ Informal

3. Declaration or Oath

- ☒ Enclosed
☒ Executed by inventor(s)
☐ Executed by legal representative of inventor(s) (37 C.F.R. §1.42 or §1.43)
☐ Not enclosed

4. Incorporation By Reference

If the present application is a continuation, continuation-in-part or divisional application as indicated in Paragraph 1 above, the prior application identified in Paragraph 1 above is hereby incorporated by reference in its entirety in the present application.

5. Priority Under 35 U.S.C. §119

The present application claims priority under 35 U.S.C. §119 from each application listed below, and a certified copy of each application: ☐ is enclosed, ☐ will be filed later, ☐ was filed in a prior application from which the present application claims priority under 35 U.S.C. §120.

COUNTRY	APPLICATION NO.	FILED

6. Additional Papers Enclosed

- ☐ Computer-readable copy of sequence listing containing nucleotide and/or amino acid sequence
- ☐ Declaration of biological deposit
- ☐ Microfiche computer program
- ☐ Request not to publish and certification under 35 U.S.C. §122(b)(2)(B)(i)
- ☐ Information disclosure statement
- ☐ Assignment
- ☒ Return receipt postcard
- ☒ Other: Preliminary Amendment

7. Small Entity Status

- ☐ Small entity status is claimed.

8. Fee Calculation

A. ☒ Utility Application

CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)						
			SMALL ENTITY		OTHER THAN SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$385.00		\$770.00
TOTAL	55-20	= 35	x 9 =		x 18 =	630.00
INDEP.	5- 3	= 2	x 43 =		x 86 =	172.00
First Presentation of Multiple Dependent Claim			+ 140 =		+ 280 =	
Filing Fee:					OR	\$1,572.00

B. ☐ Design Application Filing Fee \$ _____

C. ☐ Other Fees

Assignment recordation fee \$ _____

Other: _____ \$ _____

Total Fees: \$1,572.00

9. Method of Payment of Fees

- ☒ Enclosed is a check in the amount of: \$1,572.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ _____
A copy of this transmittal is enclosed.

10. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 C.F.R. §1.16 or 37 C.F.R. §1.17 to Deposit Account No. 13-2855. A copy of this transmittal is enclosed.

Please refund any overpayment to Marshall, Gerstein & Borun at the address below.

11. Correspondence Address

Customer No.: 04743

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

Date: November 25, 2003

By: _____

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